

AMENDED

ASSIGNED

NO.61886

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office FEB 02 1996

Returned to applicant for correction FEB 29 1996

Corrected application filed _____

Map filed APR 05 1996 POD's under 58882

The applicant BIG CANYON RANCH, A NEVADA PARTNERSHIP c/o WAYNE N. CAPURRO, hereby make application for permission to change the POINT OF DIVERSION, MANNER OF USE, AND PLACE OF USE OF A PORTION of water heretofore appropriated under CLAIMS 346 & 347 OF THE TRUCKEE RIVER DECREE, SAID DECREE ENTERED BY THE DISTRICT COURT OF THE UNITED STATES FOR NEVADA IN THAT CERTAIN ACTION ENTITLED, "THE UNITED STATES OF AMERICA, PLAINTIFF VS. ORR WATER DITCH COMPANY, ETAL, DEFENDANTS," IN EQUITY DOCKET A-3.

1. The source of water is TRUCKEE RIVER
2. The amount of water to be changed 1.44 cfs - 424.56 ACRE FEET
3. The water to be used for MUNICIPAL AND DOMESTIC PURPOSES
4. The water heretofore permitted for AS DECREED
5. The water is to be diverted at the following point SEE EXHIBIT "A"
6. The existing permitted point of diversion is located within NE1/4 SW1/4 SECTION 17, T.19N., R.19E., M.D.M. OR AT A POINT FROM WHICH THE NW CORNER OF SECTION 20 T.19N., R.19E., M.D.M. BEARS S. 44 DEGREES 40' W. A DISTANCE OF 3211.0 FEET. (ORR DITCH)
7. Proposed place of use SEE EXHIBIT "B" and supporting map filed with this application.
8. Existing place of use SEE EXHIBIT "C" and supporting map filed with this application.
9. Use will be from AS DECREED to AS DECREED of each year.
10. Use was permitted from AS DECREED to AS DECREED of each year.
11. Description of proposed works EXISTING
12. Estimated cost of works EXISTING
13. Estimated time required to construct works EXISTING
14. Estimated time required to complete the application of water to beneficial use FIVE (5) YEARS
15. Remarks: A LETTER WILL BE PROVIDED FROM SIERRA PACIFIC POWER COMPANY ALLOWING BIG CANYON RANCH, A NEVADA PARTNERSHIP, TO USE THE SUPPORTING MAP FILED UNDER APPLICATION #58882 ON FILE IN YOUR OFFICE.

By s/ Michael D. Buschelman
5405 MAE ANNE AVENUE
RENO, NEVADA 89523

Compared gkl/lew jr/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claims 346 and 347, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.44 cubic feet per second, but not to exceed 424.56 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed

on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Application of water to beneficial use shall be filed on or before:

December 16, 2002

Proof of the application of water to beneficial use shall be filed on or before:

January 16, 2003

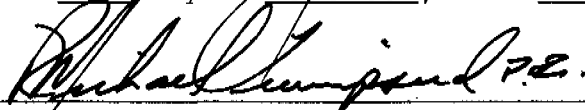
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 16th day of December, A.D. 1997



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

61886

EXHIBIT "A"

The following describes the multiple points of diversion for Sierra Pacific Power Company Water Treatment Plants, which are shown on the map accompanying Application No. 58882 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):

The existing point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE1/4 SW1/4) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

HIGHLAND DITCH (HIGHLAND RESERVOIR):

The existing point of diversion is situate within the Southwest one-quarter of the Southeast one-quarter (SW1/4 SE1/4) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance of 1,650.00 feet.

IDLEWILD TREATMENT PLANT:

The existing point of diversion is situate within the Southeast one-quarter of the Southeast one-quarter (SE1/4 SE1/4) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):

The existing point of diversion is situate within the Southwest one-quarter of the Northeast one-quarter (SW1/4 NE1/4) of Section 7, T.19N., R.20E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southeast one-quarter (NE1/4 SE1/4) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

ORR DITCH (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE1/4 SW1/4) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion the Southwest corner of said Section 17 bears South 44°40' West, a distance of 3,211.00 feet.

EXHIBIT "B"
PROPOSED PLACE OF USE

<u>DIVISION</u>	<u>SECTION</u>	<u>T-N</u>	<u>R-E</u>	
ALL	1 - 5	18	18	M.D.B. & M.
E 1/2	6 & 7	18	18	M.D.B. & M.
ALL	8 - 17	18	18	M.D.B. & M.
E 1/2	18 & 19	18	18	M.D.B. & M.
ALL	20 - 29	18	18	M.D.B. & M.
E 1/2	30 & 31	18	18	M.D.B. & M.
ALL	32 - 36	18	18	M.D.B. & M.
ALL	1 - 5	19	18	M.D.B. & M.
E 1/2	6 & 7	19	18	M.D.B. & M.
ALL	8 - 17	19	18	M.D.B. & M.
E 1/2	18 & 19	19	18	M.D.B. & M.
ALL	20 - 29	19	18	M.D.B. & M.
E 1/2	30 & 31	19	18	M.D.B. & M.
ALL	32 - 36	19	18	M.D.B. & M.
ALL	1 - 5	20	18	M.D.B. & M.
E 1/2	6 & 7	20	18	M.D.B. & M.
ALL	8 - 17	20	18	M.D.B. & M.
E 1/2	18 & 19	20	18	M.D.B. & M.
ALL	20 - 29	20	18	M.D.B. & M.
E 1/2	30 & 31	20	18	M.D.B. & M.
ALL	32 - 36	20	18	M.D.B. & M.
ALL	1 - 5	21	18	M.D.B. & M.
E 1/2	6 & 7	21	18	M.D.B. & M.
ALL	8 - 17	21	18	M.D.B. & M.
E 1/2	18 & 19	21	18	M.D.B. & M.
ALL	20 - 29	21	18	M.D.B. & M.
E 1/2	30 & 31	21	18	M.D.B. & M.
ALL	32 - 36	21	18	M.D.B. & M.
ALL	1 - 36	18	19	M.D.B. & M.
ALL	1 - 36	19	19	M.D.B. & M.
ALL	1 - 36	20	19	M.D.B. & M.
ALL	1 - 36	21	19	M.D.B. & M.
ALL	2 - 35	18	20	M.D.B. & M.
W1/2	36	18	20	M.D.B. & M.
ALL	1 - 12	19	20	M.D.B. & M.
ALL	14 - 23	19	20	M.D.B. & M.
ALL	26 - 35	19	20	M.D.B. & M.
ALL	1 - 36	20	20	M.D.B. & M.
ALL	1 - 36	21	20	M.D.B. & M.

<u>DIVISION</u>	<u>SECTION</u>	<u>T-N</u>	<u>R-E</u>	
ALL	1 - 36	20	21	M.D.B.& M.
ALL	1 - 36	21	21	M.D.B.& M.

The above place of use is being proposed as a result of the passage of Senate Bill No. 489 by the Nevada State Legislature during the 1995 session. The proposed place of use represents a regional water service area for Sierra Pacific Power Company and Washoe County as specified under Section No.s 15, 32, 32.5, 33 and 33.5 of Senate Bill No. 489.

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EXHIBIT "C"
EXISTING PLACE OF USE

<u>1/4-1/4</u>	<u>SECTION</u>	<u>TOWNSHIP</u>	<u>RANGE</u>	<u>ACRES IRRIGATED</u>	
				<u>CUL'D</u>	<u>WILD HAY</u>
NE NE	10	20N	20E	13.9	12.4
NE NE	10	20N	20E		12.5
NW SE	10	20N	20E	39.8	
E1/2 SE NE	10	20N	20E		16.3
NW NE	10	20N	20E	22.7	
			TOTALS	76.4	41.2